

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF INDIANA  
FORT WAYNE DIVISION

LIFEWISE, INC.,

Plaintiff,

v.

ZACHARY PARRISH,

Defendant.

Case No.: 1:24-cv-00268-SLC

Chief Judge Holly A. Brady

Magistrate Judge Susan L. Collins

**PLAINTIFF LIFEWISE'S RESPONSE TO DEFENDANT'S MOTION FOR  
ORAL ARGUMENT ON HIS MOTION TO DISMISS**

Defendant Parrish has requested oral argument on his motion to dismiss. *See* Doc. No. 30. The Court typically decides even summary-judgment motions without oral argument. L.R. 56-1(g). LifeWise believes the parties' briefing clearly presents the legal issues, which will also be further elucidated in the parties' briefing on LifeWise's pending summary-judgment motion. However, should the Court determine that oral argument at the motion-to-dismiss stage would be helpful, LifeWise would be happy to participate. Should the Court grant oral argument on Parrish's motion to dismiss, LifeWise would also request oral-argument time to argue its motion for summary judgment.

October 5, 2024

Respectfully submitted,

/s/ James S. Kresge

James S. Kresge (admitted *pro hac vice*)

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**CERTIFICATE OF SERVICE**

I certify that, on October 5, 2024, I caused the foregoing to be filed electronically with the Clerk of Court using the CM/ECF system, which will provide notification by email of such filing to all counsel of record.

/s/ James S. Kresge  
James S. Kresge